

FILED

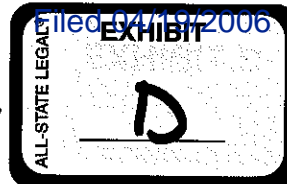
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U.S. DISTRICT COURT

N.D. OF ALABAMA

U.S. DISTRICT COURT

N.D. OF ALABAMA


 FILED
 U.S. DISTRICT COURT
 EASTERN DISTRICT OF LA

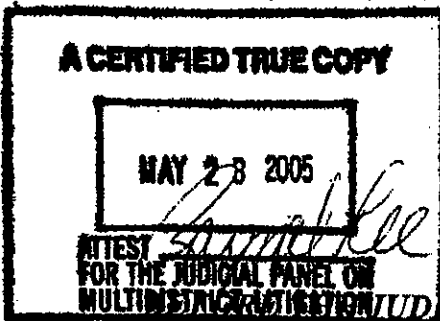
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 LORETTA G. WHYTE
 CLERK

DOCKET NO. 1657

 JUDICIAL PANEL ON
 MULTIDISTRICT LITIGATION

MAY - 5 2005

 FILED
 CLERK'S OFFICE


JUDICIAL PANEL ON MULTIDISTRICT LITIGATION

IN RE VIOXX PRODUCTS LIABILITY LITIGATION

(SEE ATTACHED SCHEDULE)

CONDITIONAL TRANSFER ORDER (CTO-9)

On February 16, 2005, the Panel transferred 138 civil actions to the United States District Court for the Eastern District of Louisiana for coordinated or consolidated pretrial proceedings pursuant to 28 U.S.C. § 1407. Since that time, 350 additional actions have been transferred to the Eastern District of Louisiana. With the consent of that court, all such actions have been assigned to the Honorable Eldon E. Fallon.

It appears that the actions on this conditional transfer order involve questions of fact which are common to the actions previously transferred to the Eastern District of Louisiana and assigned to Judge Fallon.

Pursuant to Rule 7.4 of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, 199 F.R.D. 425, 435-36 (2001), these actions are transferred under 28 U.S.C. § 1407 to the Eastern District of Louisiana for the reasons stated in the order of February 16, 2005, ___ F.Supp.2d ___ (J.P.M.L. 2005), and, with the consent of that court, assigned to the Honorable Eldon E. Fallon.

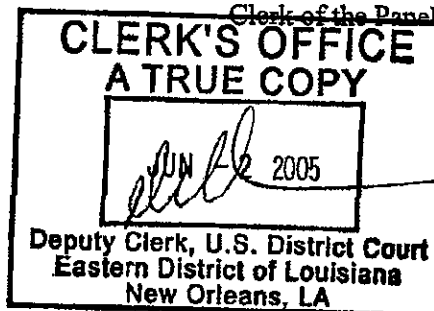
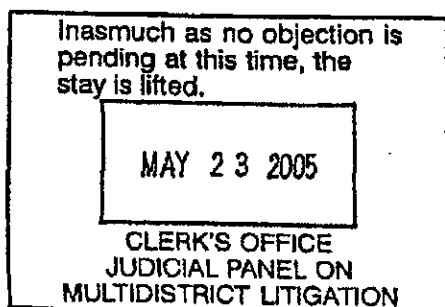
This order does not become effective until it is filed in the Office of the Clerk of the United States District Court for the Eastern District of Louisiana. The transmittal of this order to said Clerk shall be stayed fifteen (15) days from the entry thereof and if any party files a notice of opposition with the Clerk of the Panel within this fifteen (15) day period, the stay will be continued until further order of the Panel.

FOR THE PANEL:

A handwritten signature in cursive script that reads "Michael J. Beck".

Michael J. Beck

Clerk of the Panel



Fee	_____
Process	_____
X Filed	_____
✓ C.R. in Dep	_____
Doc. No	403

SCHEDULE CTO-9 - TAG- ALONG ACTIONS
DOCKET NO. 1657
IN RE VIOXX PRODUCTS LIABILITY LITIGATION

<u>DISTRICT DIV. C.A.#</u>			<u>EDLA</u> <u>SEC L/3</u>
ALABAMA NORTHERN			
ALN	1 05-643	Richard J. Harris v. Merck & Co., Inc.	05-1979
ALN	2 05-586	Herrnan D. Spivey, et al. v. Merck & Co., Inc.	05-1980
ALN	2 05-672	Mary J. McMeans, et al. v. Merck & Co., Inc.	05-1981
ALN	4 05-572	Pamela Mitchell v. Merck & Co., Inc., et al.	05-1982
ALN	4 05-642	Curtis E. Gentry v. Merck & Co., Inc.	05-1983
ALN	4 05-680	Kenneth Roden v. Merck & Co., Inc.	05-1984
ALN	6 05-641	Linda K. Tidwell v. Merck & Co., Inc.	05-1985
ALABAMA SOUTHERN			
ALS	1 05-211	Cathy Larrimore Constantino, et al. v. Merck & Co., Inc.	05-1986
ARKANSAS EASTERN			
ARE	3 05-44	Carl Kelley v. Merck & Co., Inc.	05-1987
ARE	3 05-46	Ronald Meeker, et al. v. Merck & Co., Inc.	05-1988
ARE	4 05-514	Leslie Kay Gourley, etc. v. Merck & Co., Inc.	05-1989
ARIZONA			
AZ	2 05-716	Adelene M. Hubbs v. Merck & Co., Inc.	05-1990
CALIFORNIA CENTRAL			
CAC	2 05-1825	Brian Axelson v. Merck & Co., Inc.	05-1991
CAC	2 05-1843	Valerie Noriega, et al. v. Merck & Co., Inc., et al. Vacated 5/19/05	
CAC	2 05-2051	Maria Ceballos, et al. v. Merck & Co., Inc.	05-1992
CALIFORNIA EASTERN			
CAE	2 05-606	Allen Hurlburt v. Merck & Co., Inc.	05-1993
CAE	2 05-656	Leonard Lagden v. Merck & Co., Inc., et al. Opposed 5/23/05	
CAE	2 05-660	Larry Graham v. Merck & Co., Inc., et al.	05-1994
CALIFORNIA NORTHERN			
CAN	3 05-1196	Vivian Machun, et al. v. Merck & Co., Inc.	05-1995
CAN	3 05-1256	Nora Olson, et al. v. Merck & Co., Inc., et al. Opposed 5/13/05	
CALIFORNIA SOUTHERN			
CAS	3 05-570	Elaine Casey v. Merck & Co., Inc., et al.	05-1996
CONNECTICUT			
CT	3 05-491	Marianne Chambers, et al. v. Merck & Co., Inc., et al.	05-1997
CT	3 05-529	Timothy A. Baskay, et al. v. Merck & Co., Inc.	05-1998
CT	3 05-541	Carol Ann Silva, et al. v. Merck & Co., Inc.	05-1999
CT	3 05-543	JoAnn Malek v. Eric Rosenberg, M.D., et al. Opposed 5/23/05	
DISTRICT OF COLUMBIA			
DC	1 04-2188	James C. Houston v. Merck & Co., Inc.,	05-2000
FLORIDA MIDDLE			
FLM	6 05-449	Conchita Merced-Torres, et al. v. Merck & Co., Inc., et al. Opposed 5/17/05	
FLM	6 05-472	Samuel Diaz, et al. v. Merck & Co., Inc. Opposed 5/17/05	